

at the next Provinciaall Court under his Seale & the Seales of them by whose Oathes he make that partition. Liber M M

John Mayo ag ^t William Stacey & ux:	}	William Stacey and Mary his wife executrix of the last will and testament of Richard Stacey deceased was Sumoned to answer unto John Mayo in a plea that he render unto him the summe of eleven hundred eighty and foure pounds of tobacco which from him they unjustly deteine.
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And whereupon the said John by Kenelm Cheseldyn his Attorney Saith that whereas the said Richard Stacey in his life time to witt the 15th day of february in the yeare 1672 did by his certaine writing Obligatory Sealed with the seale of the said Richard here in Court produced whose date is the day and yeare abovewritten bind himselfe his heirs executors adm^{rs} or assignes to pay or cause to be paid unto the said John Mayo his heirs execut^{rs} adm^{rs} or assignes the full and just Summe of eleven hundred eighty foure pounds of good Sound merchantable tobacco in caske according to Act of Assembly due for to be paid at or upon the tenth day of October next ensuing the date thereof in Some convenient place in Petuxent River Notwithstanding which the Said Richard Stacey in his life time nor the said William and Mary since his death executrix of the last will and Testament of the said Richard though often thereunto required hath not paid but the same to pay hitherto hath and Still doth deny to the damage of the said John Mayo the Summe of two thousand pounds of tobacco and thereupon he bringeth his suite. p. 414

And the aforesaid William and Mary by Robert Ridgely their Attorney come and defend the force and injury when &c and the said William and Mary Say that since administration to the said Mary comitted of the goods and Chattells of the said Richard Stace deceased and in performance of the testament of the said Richard the execution whereof being comitted to the said Mary to witt the tenth day of March in the yeare 1673 the said William Stacey unto the said John Mayo the said eleaven hundred eighty foure pounds of tobacco by the hands of Thomas Kemp according to the tenor of the said writeing Obligatory hath paid and of this he putts himselfe upon the judgment of the Court and the said John also.

Now here at this day to wit the fourteenth day of December in the 43th yeare of the Dominion of Caecilius &c the Court being fully Satisfied that the debt aforesaid is fully Satisfied and paid doe Order that a nonsuite be awarded against the said John Mayo and that the said John pay unto the said William & Mary the Summe of fourteen hundred forty two pounds of tobacco for their costs and charges in this behalfe laid Out and expended and the said John in Mercy for his false claime.